



518 Rec'd PCT/PTO 24 JUL 2001

PCT

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
AS FIRST-CLASS MAIL IN AN ENVELOPE ADDRESSED TO
ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C.
ON THIS 20th DAY OF July, 2001

By Richard M. Beal

1998/F 751 (8577*25)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

.....
ULRICH GEBHARDT ET AL :

SERIAL NO: 09/762,513 :

ART UNIT:

FILED: FEBRUARY 8, 2001 :

EXAMINER:

FOR: PEM FUEL CELL WITH IMPROVED :
LONG-TERM PERFORMANCE, :
METHOD FOR OPERATING A PEM :
FUEL CELL AND PEM FUEL CELL :
STORAGE BATTERY :

.....
Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL OF MISSING PARTS

Sir:

Please find the enclosed papers:

- 1) An original Declaration/Power of Attorney form executed by inventors Harald Bönsel and Gregor Deckers.
- 2) The undersigned's check for \$130.00 to cover the surcharge for missing parts.
- 3) A copy of the Notice to File Missing Parts (Form PCT/DO/EO/905).
- 4) A three-month extension of time and the check for \$890.00.

07/31/2001 HNGUYEN 00000043 09762513

01 FC:154

130.00 OP

The Commissioner is authorized to debit any deficiency, or credit any overpayment, of the above-mentioned fees to our Deposit Account No. 03-2775.

Respectfully submitted,

CONNOLLY, BOVE, LODGE & HUTZ, LLP

By

Richard M. Beck

Richard M. Beck

Reg. No. 22,580

Tel. (302) 658-9141

RMB/alh/153907



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.

GEBHARDT

FIRST NAMED APPLICANT

ATTY. DOCKET NO. 8/F-751

5071

CONNOLLY BOVE LODGE & HUTZ
1220 MARKET STREET
P O BOX 2207
WILMINGTON DE 19899

INTERNATIONAL APPLICATION NO.

PCT/DE99/04570

LA. FILING DATE

PRIORITY DATE

07/01/99

00/00/00

DATE MAILED:

03/21/01

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☒ a Designated Office (37 CFR 1.494),
☐ an Elected Office (37 CFR 1.495);

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Statement Claiming Small Entity Status.

☒ Priority Document. (1)

☒ Copy of the International Search Report and copies of the references cited therein.

☒ Other: *PCT Request form*

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

- ☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

- ☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☒ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703) 305-3738

BEST AVAILABLE COPY